

## SENATE BILL No. 364

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 31-33-7-8.

**Synopsis:** Child abuse or neglect reports. Provides that if a preschool program that receives public funding makes a report of suspected child abuse or neglect to the department of child services (DCS), DCS shall send a status report concerning the suspected child abuse or neglect to the director of the preschool program within 30 days after DCS receives the initial report.

**Effective:** July 1, 2008.

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January 14, 2008, read first time and referred to Committee on Judiciary.

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Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

## SENATE BILL No. 364

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 31-33-7-8, AS AMENDED BY P.L.234-2005, SECTION 116, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 8. (a) This section applies if the department receives a report of suspected child abuse or neglect from:

- (1) a hospital;
- (2) a community mental health center;
- (3) a managed care provider (as defined in IC 12-7-2-127(b));
- (4) a referring physician;
- (5) a dentist;
- (6) a licensed psychologist; ~~or~~
- (7) a school; **or**
- (8) a preschool program that receives public funding.**

(b) Not later than thirty (30) days after the date the department receives a report of suspected child abuse or neglect from a person described in subsection (a), the department shall send a report to:

- (1) the administrator of the hospital;
- (2) the community mental health center;



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- (3) the managed care provider;
- (4) the referring physician;
- (5) the dentist; ~~or~~
- (6) the principal of the school; **or**
- (7) the director of the preschool program that receives public funding.**

The report must contain the items listed in subsection (e) that are known at the time the report is sent.

(c) Not later than ninety (90) days after the date the department receives a report of suspected child abuse or neglect, the department shall send a report that contains any additional items listed in subsection (e) that were not covered in the prior report if available.

(d) The administrator, director, referring physician, dentist, licensed psychologist, or principal may appoint a designee to receive the report.

(e) A report made by the department under this section must contain the following information:

- (1) The name of the alleged victim of child abuse or neglect.
- (2) The name of the alleged perpetrator and the alleged perpetrator's relationship to the alleged victim.
- (3) Whether the case is closed.
- (4) Whether information concerning the case has been expunged.
- (5) The name of any agency to which the alleged victim has been referred.
- (6) Whether the department has made an investigation of the case and has not taken any further action.
- (7) Whether a substantiated case of child abuse or neglect was informally adjusted.
- (8) Whether the alleged victim was referred to the juvenile court as a child in need of services.
- (9) Whether the alleged victim was returned to the victim's home.
- (10) Whether the alleged victim was placed in residential care outside the victim's home.
- (11) Whether a wardship was established for the alleged victim.
- (12) Whether criminal action is pending or has been brought against the alleged perpetrator.
- (13) A brief description of any casework plan that has been developed by the department.
- (14) The caseworker's name and telephone number.
- (15) The date the report is prepared.
- (16) Other information that the department may prescribe.

(f) A report made under this section:

- (1) is confidential; and

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- 1 (2) may be made available only to:
- 2 (A) the agencies named in this section; and
- 3 (B) the persons and agencies listed in IC 31-33-18-2.

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